II

(Acts whose publication is not obligatory)

COUNCIL

COUNCIL DIRECTIVE

of 30 June 1981

amending for the second time Directive 75/726/EEC on the approximation of the laws of the Member States concerning fruit juices and certain similar products

(81/487/EEC)

THE COUNCIL OF THE EUROPEAN COMMUNITIES,

Having regard to the Treaty establishing the European Economic Community, and in particular Articles 43 and 100 thereof,

Having regard to the proposal from the Commission,

Having regard to the opinion of the European Parliament [1],

Having regard to the opinion of the Economic and Social Committee [2],

Whereas Council Directive 79/112/EEC of 18 December 1978 on the approximation of the laws of the Member States relating to the labelling, presentation and advertising of foodstuffs for sale to the ultimate consumer [3], pursuant to the first paragraph of Article 20 thereof, did not affect the provisions of Directive 75/726/EEC [4], as last amended by the 1979 Act of Accession, relating to the labelling and presentation of fruit juices and similar products;

Whereas these provisions should, pursuant to the second paragraph of Article 20 of Directive 79/112/EEC, be adapted to the rules laid down in the said Directive, including those granting exemption or having a transitional nature;

Whereas the implementation of the new labelling arrangements for fruit juices and similar products should coincide simultaneously with that of Directive 79/112/EEC;

Whereas, pending the adoption of Community provisions in this field, the Member States should, for the time being, be free to lay down rules governing the labelling of products not for sale to the ultimate consumer,

HAS ADOPTED THIS DIRECTIVE:

Article 1

Directive 75/726/EEC is hereby amended as follows:

1. Article 11 shall be replaced by the following:

'*Article 11*

1. Directive 79/112/EEC shall apply to the products defined in Article 1 (5) to (8), in accordance with the following provisions.

2. (a) The names under which the products defined in Article 1 (5) to (8) are sold shall be the name reserved for them pursuant to Article 3 (1), (2) and (3).

(1) OJ No C 175, 14. 7. 1980, p. 87.
(2) OJ No C 182, 21. 7. 1980, p. 31.
(3) OJ No L 33, 8. 2. 1979, p. 1.
(4) OJ No L 311, 1. 12. 1975, p. 40.